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8 *Attorneys for Defendant*  
9 *Walmart, Inc.*

10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

12 RITA GOODMAN, individually,  
13 Plaintiff,  
14 v.  
15 WALMART INC., a Delaware Corporation;  
DOES I-X; and ROE CORPORATIONS I-X,  
inclusive,  
16 Defendants.

Case No.: 2:19-cv-01707-JCM-EJY

**STIPULATED PROTECTIVE ORDER**  
**BETWEEN PLAINTIFF RITA GOODMAN**  
**AND DEFENDANT WALMART, INC.**

18 The parties to this action, Defendant WALMART, INC. (“Walmart” or “Defendant”) and  
19 Plaintiff RITA GOODMAN (“Plaintiff”) (collectively, the “Parties”), by their respective counsel,  
20 hereby stipulate and request that the Court enter a stipulated protective order pursuant as follows:

21 1. The Protective Order shall be entered pursuant to *the Federal Rules of Civil*  
22 *Procedure.*

23 2. The Protective Order shall govern all materials deemed to be “Confidential  
24 Information.” Such Confidential Information shall include the following:

- 25 (a) Any and all documents referring or related to confidential and proprietary  
26 human resources or business information; financial records of the parties;  
27 compensation of Defendant’s current or former personnel; policies, procedures  
28 and/or training materials of Defendant and/or Defendant’s organizational

1 structure;

2 (b) Any documents from the personnel, medical or workers' compensation file of  
3 any current or former employee or contractor;

4 (c) Any documents relating to the medical and/or health information of any of  
5 Defendant's current or former employees or contractors;

6 (d) Any portions of depositions (audio or video) where Confidential Information is  
7 disclosed or used as exhibits.  
8

9 3. In the case of documents and the information contained therein, designation of  
10 Confidential Information produced shall be made by (1) identifying said documents as confidential in  
11 either parties' FRCP 26 disclosures and any supplements made thereto; (2) placing the following  
12 legend on the face of the document and each page so designated "CONFIDENTIAL;" or (3) otherwise  
13 expressly identified as confidential via written correspondence. Defendant will use its best efforts to  
14 limit the number of documents designated Confidential.

15 4. Confidential Information shall be held in confidence by each qualified recipient to  
16 whom it is disclosed, shall be used only for purposes of this action, shall not be used for any business  
17 purpose, and shall not be disclosed to any person who is not a qualified recipient. All produced  
18 Confidential Information shall be carefully maintained so as to preclude access by persons who are not  
19 qualified recipients.

20 5. Qualified recipients shall include only the following:

21 (a) In-house counsel and law firms for each party and the secretarial, clerical and  
22 paralegal staff of each;

23 (b) Deposition notaries and staff;

24 (c) Persons other than legal counsel who have been retained or specially employed  
25 by a party as an expert witness for purposes of this lawsuit or to perform  
26 investigative work or fact research;

27 (d) Deponents during the course of their depositions or potential witnesses of this  
28 case; and

1 (e) The parties to this litigation, their officers and professional employees.

2 6. Each counsel shall be responsible for providing notice of the Protective Order and the  
3 terms therein to persons to whom they disclose “Confidential Information,” as defined by the terms of  
4 the Protective Order.

5 Persons to whom confidential information is shown shall be informed of the terms of this  
6 Order and advised that its breach may be punished or sanctioned as contempt of the Court. Such  
7 deponents may be shown Confidential materials during their deposition but shall not be permitted to  
8 keep copies of said Confidential materials nor any portion of the deposition transcript reflecting the  
9 Confidential Information.

10 If either party objects to the claims that information should be deemed Confidential, that  
11 party’s counsel shall inform opposing counsel in writing within thirty (30) days of receipt of the  
12 Confidential materials that the information should not be so deemed, and the parties shall attempt first  
13 to dispose of such disputes in good faith and on an informal basis. If the parties are unable to resolve  
14 their dispute, they may present a motion to the Court objecting to such status. The information shall  
15 continue to have Confidential status during the pendency of any such motion.

16 The party asserting the label of “Confidential” shall bear the burden of reasonably showing the  
17 document and/or information is entitled to such protection.

18 7. No copies of Confidential Information shall be made except by or on behalf of  
19 attorneys of record, in-house counsel or the parties in this action. Any person making copies of such  
20 information shall maintain all copies within their possession or the possession of those entitled to  
21 access to such information under the Protective Order.

22 8. Any party that inadvertently discloses or produces in this action a document or  
23 information that it considers privileged or otherwise protected from discovery, in whole or in part,  
24 shall not be deemed to have waived any applicable privilege or protection by reason of such disclosure  
25 or production if, within 14 days of discovering that such document or information has been disclosed  
26 or produced, the producing party gives written notice to the receiving party identifying the document  
27 or information in question, the asserted privileges or protection, and the grounds there for, with a  
28 request that all copies of the document or information be returned or destroyed. The receiving party

1 shall return or destroy the inadvertently disclosed documents, upon receipt of appropriately marked  
2 replacement documents.

3 9. The termination of this action shall not relieve the parties and persons obligated  
4 hereunder from their responsibility to maintain the confidentiality of information designated  
5 confidential pursuant to this Order.

6 10. Within thirty (30) days of the final adjudication or resolution of this Lawsuit, the party  
7 receiving Confidential Information shall destroy all Confidential Material, including all copies and  
8 reproductions thereof, to counsel for the designating party.

9 11. Nothing in this Order shall be construed as an admission to the relevance, authenticity,  
10 foundation or admissibility of any document, material, transcript or other information.

11 12. Nothing in the Protective Order shall be deemed to preclude any party from seeking  
12 and obtaining, on an appropriate showing, a modification of this Order.

13  
14 DATED this 14th day of November, 2019.

DATED this 14th day of November, 2019.

15 **ADAM SMITH LAW**

**PHILLIPS, SPALLAS & ANGSTADT, LLC**

16 */s/ Craig A. Henderson*

*/s/ Megan E. Wessel*

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21 *Attorneys for Plaintiff*  
22 *Rita Goodman*

*Attorneys for Defendant*  
*Walmart Stores, Inc.*

1 **Case Name: *Rita Goodman v. Walmart, Inc.***  
2 **Case No.: 2:19-cv-01707-JCM-EJY**

3 **ORDER**

4 The terms of the above stipulation for a protective order by and between Defendant Walmart,  
5 Inc. and Plaintiff Rita Goodman, by their respective counsel, shall hereby be the ORDER of this  
6 Court.

7 DATED this 15th day of November, 2019.

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10 UNITED STATES MAGISTRATE JUDGE  
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